

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Elite Traders Ltd v Y & S Brothers Inc**

Docket No. **297510**

L.C. No. **07-008556-CK**

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is dismissed for lack of jurisdiction because the March 23, 2010 order dismissing this case without prejudice for lack of progress is not a final order appealable of right. *Wickings v Arctic Enterprises, Inc*, 244 Mich App 111, 135; 624 NW2d 197 (2000). At this time, appellants may seek to appeal the March 23, 2010 order only by filing a delayed application for leave to appeal under MCR 7.205(F).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 28 2010

Date

Sandra Schultz Mengel
Chief Clerk